



IDAHO
CONSERVATION
LEAGUE

208.345.6933 • PO Box 844, Boise, ID 83702 • www.idahoconservation.org

November 12, 2021

Paula Wilson
Administrative Rules Coordinator
DEQ State Office
1410 N. Hilton
Boise, ID 83706

Submitted via email: paula.wilson@deq.idaho.gov

RE: Preliminary Draft Negotiated Rule (Draft No. 1), Docket No. 58-0101-2101 - Rules for the control of air pollution in Idaho

Dear Ms. Wilson,

Thank you for the opportunity to comment on the draft of Docket No. 58-0101-2101 - Rules for the control of air pollution in Idaho.

Since 1973, the Idaho Conservation League has had a history of involvement with water quality issues. As Idaho's largest state-based conservation organization, we represent over 30,000 supporters who have a deep personal interest in ensuring that our water quality is protected throughout the state.

We thank you for the opportunity to submit comments. We look forward to continuing to work with the Department of Environmental Quality on this project and others in the future. Please feel free to contact us if you have any questions or require additional information.

Sincerely,

Ellie Hudson-Heck, P.h.D
Idaho Conservation League
ehudsonheck@idahoconservation.org
208.345.6933, ext. 402

General Comments and questions

133.01.a

According to the preliminary draft rule, DEQ is proposing to remove this section because there are no PM10 nonattainment areas in the state. What is the likelihood of there being PM10 nonattainment areas proposed in the future? ICL is concerned that removing this statute could cause confusion if there are proposals for nonattainment areas in the future.

162 and 163

According to the preliminary draft rule, DEQ is proposing to delete sections 162 and 163 as they are not necessary. ICL requests that DEQ provide a more detailed reasoning as to why these statutes are not necessary. For example, it is not clear how the modeling referenced in the discussion would be sufficient enough to compensate for the removal of these statutes.

164

According to the preliminary draft rule, DEQ is proposing to remove this section because there are currently no PCB incinerators in Idaho. ICL requests that at minimum, DEQ includes by reference 40 CFR Part 761 within this section in case there are future PCB incinerators proposed or developed in Idaho.

383.01.c

According to the preliminary draft rule, DEQ is proposing to delete this section as it is outdated. As it is currently written, these statutes appear to be important when evaluating the requirements for a minor permit modification. ICL requests that DEQ provide a more detailed reasoning as to why it is considered outdated.